IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

FILED 8-26-2008 AUG 26 2008

| Robert J Lawon | UNITED STATES MAGISTRATE JUDGE UNITED STATES DISTRICT COURT |
|-------------------------------|---|
| Plaintiff, |) Case No. 1:07 -W - 07283 |
| PEAK 6 Invostments LP, et al. |) Magistrate Judge 07cv 7283) Martin C. Ashman) |
| Defendant. |)) |

STIPULATION TO DISMISS

The parties hereto, by and through their respective attorneys, hereby stipulate and agree that this matter be dismissed without prejudice and without costs, all matters in controversy having been fully compromised and settled; with leave however to reinstate on or before

September 24, 2008 for the sole purpose of enforcing the settlement

(Date)

agreement. In the event a motion to reinstate is not filed on or before the foregoing date, this dismissal will be with prejudice.

Dated this 26th day of August , 2008

Attorney for Plaintiff

Attorney for Defendant